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FACSIMILE TRANSMISSION SHEET

DATE : February 23, 2005

TIME : 2:18 pm

OPERATOR : Robin Davin

TO : Attn: Examiner Mark Ruthkosky
U.S. PATENT AND TRADEMARK OFFICE

FACSIMILE NO : (571) 273-1291

FROM : David S. D'Ascenzo

OUR FILE : NPW 308B

RE : U.S. Patent Application Serial No. 09/872,776

TOTAL NO. PAGES: 7 (INCLUDING COVER SHEET)

Examiner Ruthkosky:

Attached is a copy of our July 9, 2001 Response to Notice to File Missing Parts for U.S. Patent Application Serial No. 09/872,776. The Response includes Power of Attorney and Declaration for Patent Application documents. If you have any questions, or require any additional information, please let me know.

David S. D'Ascenzo**X ORIGINAL WILL NOT FOLLOW**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

July 9, 2001

In re Application of:

THOMAS G. HERRON

Serial No. : 09/872,776

Group Art Unit: 1745

Filed : June 1, 2001

For : SYSTEM AND METHOD FOR OPTIMIZING
FUEL CELL PURGE CYCLESBox MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION**

Enclosed for filing in connection with the above-identified patent application is a Power of Attorney and a Declaration for Patent Application.

Also enclosed is a duplicate copy of the Notice to File Missing Parts of Nonprovisional Application, together with our check in the total amount of \$1254.00 for payment of the basic filing fee (\$710.00), the extra claims fees (\$414.00) and the surcharge for filing these documents subsequent to the filing date of the application (\$130.00). The Commissioner is hereby authorized to charge any additional fees

Page 1 - RESPONSE TO NOTICE TO FILE MISSING PARTS;
Serial No. 09/872,776

which may be required, or credit any overpayment to Account No. 11-1540. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

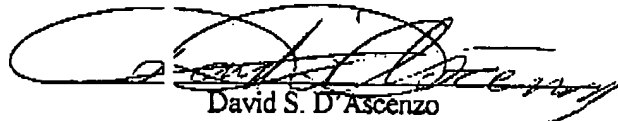
KOLISCH, HARTWELL, DICKINSON,
McCORMACK & HEUSER



David S. D'Ascenzo
Registration No. 39,952
Of Attorneys for Applicant
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Portland, Oregon 97204
Telephone: (503) 224-6655
Facsimile: (503) 295-6679

CERTIFICATE OF MAILING

I hereby certify that this correspondence, the attached Power of Attorney, Declaration for Patent Application, copy of Notice to File Missing Parts..., and a check in the amount of \$1254.00 are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231 on July 9, 2001.



David S. D'Ascenzo



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/872,776	06/01/2001	Thomas G. Herron	NPW 308B

CONFIRMATION NO. 1938

FORMALITIES LETTER



OC00000006207195

KOLISCH, HARTWELL, DICKINSON, MCCORMACK & HEUSER
Suite 200
520 S.W. Yamhill Street
Portland, OR 97204

Date Mailed: 06/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$414.
 ■ \$414 for 23 total claims over 20.
- The oath or declaration is missing
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1254.

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 30 -1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE